

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION EXAMINING OPERATIONS**

Appl. No. : 09/964,985 Confirmation No. 2966
Applicant : Andrew Rodney Ferlitsch, et al
Filed : September 26, 2001
TC/A.U. : 2625
Examiner : Dulaney, Benjamin O.
Docket No. : SLA1004
Customer No. : 52,894
Title : METHODS AND SYSTEMS FOR PRINTING DEVICE LOAD-BALANCING

PETITION UNDER 37 CFR §1.137 - REQUEST FOR RECONSIDERATION

Krieger Intellectual Property, Inc.
PO Box 872438
Vancouver, Washington 98687
August 9, 2010

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Request for Reconsideration is filed in conjunction with a Request for Continued Examination and is filed in response to a Decision on Petition dated June 7, 2010.

Applicant respectfully requests reconsideration of the decision on petition in light of the filing of a Request for Continued Examination and the requisite fee filed herewith. Applicant also notes that the application was abandoned due, in part, to a mistake on the part of the examiner in making the finality of the Office Action clear and unambiguous. The Office Action dated July 22, 2009 was clearly marked as a non-final Office Action on the summary page of the action. Applicant relied on that statement in filing a response without a Request for Continued Examination. If not for the misstatement by the examiner and the ambiguity of the finality of the Office Action, the response filed by Applicant would have been proper and the case would not have gone abandoned. Accordingly, Applicant respectfully requests reconsideration of the dismissal of the previously-filed petition.

Appl. No. 09/964,985

Request dated August 9, 2010

Reply to Decision on Petition of June 7, 2010

The Decision on Petition dated June 7, 2010 stated that the petition was dismissed because an improper reply was not submitted therewith. Consequently, a Request for Continued Examination is submitted herewith to correct this issue.

Respectfully submitted,

/Scott C Krieger/

Scott C. Krieger

Reg. No. 42,768

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